

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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AL UMMAH COMMUNITY CENTER, AKA,  
AUCC FAMILY, EDUCATION AND FAITH  
CENTER, a New Jersey Non-Profit  
Corporation; RAY OF SUNSHINE  
FOUNDATION INC., a New Jersey Non-  
Profit Corporation,

Plaintiff(s),

v.

TEANECK; TEANECK ZONING BOARD  
OF ADJUSTMENT; and its Members, JAN  
MEYER; HARVEY ROSEN; DANIEL  
WETRIN; MONICA HONIS; JENNIFER  
PRINCE; JERRY L. BARTA; EDWARD  
MULLIGAN; ATIF REHMAN; MARK  
MERMELSTEIN; ZEV GREEN; JAMES  
BROWN, in their individual and official  
capacities; DAN MELFI, individually and in  
his official capacity; ADAM MYSZKA,  
individually and in his official capacity; and  
JOHN AND JANE DOES 1-20, in their  
individual and official capacities,

Defendants.

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Docket: 2:20-cv-14181-KM-ESK

Civil Action

**NOTICE OF MOTION TO  
DISMISS PLAINTIFFS'  
SECOND AMENDED  
COMPLAINT UNDER F.R.C.P  
12(B)(1) AND 12(B)(6)**

**TO:** Aymen A. Aboushi, Esq.  
The Aboushi Law Firm, PLLC  
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New York, NY 10018  
Aymen@aboushi.com  
Attorneys for Plaintiff

**PLEASE TAKE NOTICE** that on April 3, 2023, or as soon thereafter as counsel may be heard, the undersigned attorneys for Defendant Jan Meyer, shall move before the Honorable Kevin McNulty, U.S.D.J., at the United States District Court, Martin Luther King Federal Building, Newark, New Jersey 07101, for an entry of an Order granting their Motion to Dismiss Plaintiffs' Second Amended Complaint with prejudice, as against Defendant Meyer, in its entirety pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

**PLEASE TAKE FURTHER NOTICE** that in support of said Motion, the defendant Jan Meyer shall rely on the Brief submitted herewith, as well as the Certifications and Exhibits submitted by Mark R. Peck, Esq., Ajoe P. Abraham, Esq., Thomas B. Hanrahan, Esq., and Graham K. Stratton, Esq., in support of their respective Motions to Dismiss the Second Amended Complaint.

**PLEASE TAKE FURTHER NOTICE** that defendant Jan Meyer respectfully requests oral argument.

SAVO, SCHALK, GILLESPIE,  
O'GRODNICK & FISHER, P.A.  
Attorneys for Plaintiff

*/s/ Alexander G. Fisher*

By: \_\_\_\_\_  
Alexander G. Fisher, Esq.

Dated: February 7, 2023

**CERTIFICATION OF SERVICE**

I certify that on this 7<sup>th</sup> day of February 2023, the foregoing Notice of Motion and supporting documents were electronically filed and served upon counsel for all parties by notice of electronic filing (CM/ECF).

I certify that a courtesy copy of this Notice of Motion and supporting documents are being sent to the Chambers of the Honorable Kevin J. McNulty, U.S.D.J., at the United States Courthouse, District of New Jersey, Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07102.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

*/s/ Alexander G. Fisher*  
By: \_\_\_\_\_  
Alexander G. Fisher, Esq.